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Patent
249/210US
F&J 7297-101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Ki Il Kim

Serial No.: 09/531,356

Filed: March 20, 2000

For: Mobile Entertainment And
Communication Device

Group Art Unit: 2682

Examiner: C. Appiah

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REQUEST FOR CLARIFICATION OF OFFICE ACTION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

An initial review of the Office Action mailed January 2, 2003 by the undersigned counsel for applicant has revealed an error and an oversight for which applicant requests clarification.

On page 10, Paragraph No. 6 of the Office Action, the third reference cited in that rejection is "Purdy et al. (5,144,661)" but (1) there is no "Purdy et al." patent cited on either PTO-892 or PTO-1449 included with the Office Action, and (2) Patent No. 5,144,661 is a patent issued to Shamosh et al. (as correctly identified on page 12, Paragraph No. 7). It would appear that the rejection in

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

1-20-03

Saundra L. Carr

Name of Person Mailing Paper

Signature of Person Mailing Paper

Paragraph No. 6 on page 10 may have intended to cite and apply Purdy et al. 5,726,660 that was cited during the prosecution of the parent application that resulted in U.S. Patent 6,278,884, of which this is a Continuation-In-Part. Confirmation of that is respectfully requested.

Further, it is noted that the "Purdy et al." patent (whatever number) and the Shamosh et al. 5,144,661 patent are not set forth on either of the lists of References Cited that accompanied the Office Action. If those patent are intended to be applied to the applicant's claims, a supplemental Notice of References Cited should be issued so that the record is clear that they were considered and applied.

Respectfully submitted,

FULBRIGHT & JAWORSKI LLP

Dated: 1/17/03

By: Conrad R. Solum, Jr.
Conrad R. Solum, Jr.
Reg. No. 20,467

865 South Figueroa St., 29th Floor
Los Angeles, CA 90017
Telephone: (213) 892-9200